

STATE OF NEW YORK
UNITED STATES DISTRICT COURT
DISTRICT: SOUTHERN/NY

COUNTY OF

INDEX #: 07 CV 9835(SCR)

Date Filed: November 6, 2007

United States Of America

vs

William J. Peper, III, et al

Plaintiff(s)/Petitioner(s)

Defendant(s)/Respondent(s)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK, COUNTY OF ALBANY, SS.:

Stephen L. Collen, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in New York State. On November 16, 2007 at 11:50 am, at Bldg 9, W.A. Harriman Campus, Albany, NY 12227, deponent served the within Notice of Requirement to Submit A Scheduling Order, Civil Case Discovery Plan and Scheduling Order Summons In A Civil Case Case Complaint Notice of Pendency Judge's Rules and Instructions Procedures for Electronic Case Filing on: New York State Tax Commission, Recipient therein named.

☐ By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

☒ By delivering thereat a true copy of each to Megan Supernaukit, clerk personally, deponent knew said business/agency so served to be the business/agency described in same as said defendant and knew said individual to be the managing/authorized agent of the business/agency, and said person stated that he/she was authorized to accept service on behalf of the business/agency.

☐ By delivering a true copy of each to a person of suitable age and discretion. Said premises is defendant's: ☐ actual place of business ☐ dwelling house (usual place of abode) within the state.

☐ By affixing a true copy of each to the door of said premises, which is defendant's: ☐ actual place of business ☐ dwelling house (place of abode) within the state.

Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion, having called thereat

on the _____ day of _____ at _____
on the _____ day of _____ at _____
on the _____ day of _____ at _____
on the _____ day of _____ at _____

Address confirmed by _____

☐ On _____, deponent completed service by depositing a true copy of each to the above address in a 1st Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:

Sex: Female Color of skin: White Color of hair: Brown Age: 22 - 29 Yrs. Height: 5' 4" - 5' 8"
Weight: 100 - 130 Lbs. Other Features: _____

☐ the authorized witness fee and / or traveling expenses were paid (tendered) to the witness.

Deponent asked person spoken to whether the defendant is presently in military service of the United States Government or of the State of New York and was informed that defendant is not.

Sworn to before me on November 19, 2007



MARCY A. O'HARE
NOTARY PUBLIC, State of New York
No. 4865530, Qualified in Albany County
Term Expires July 14, 2010



Stephen L. Collen

Invoice•Work Order # 0709412